

01/02/01  
Jc845 U.S. PTO

# GRAYCARY TECHNOLOGY'S LEGAL EDGE<sup>SM</sup>


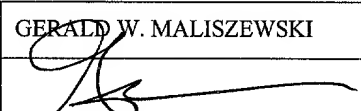
401 B Street, Suite 1700  
San Diego, CA 92101-4297  
www.graycary.com

01-03-01  
A  
O] 619-699-2700  
F] 619-699-3452

## UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new non-provisional applications under 37 CFR 1.53(b))

Jc853 U.S. PTO  
09/753184  
01/02/01

<b>Attorney Docket No.</b>		AMCC4940		C/M # 103747-165114	
<b>First Inventor or Application Identifier:</b>		G. Bendak et al.			
<b>Title:</b>		System and Method for Diagnostic Multicast Switching			
<b>Express Mail Label No.:</b>		EL233951741US			
<b>Application Elements</b> (See MPEP chapter 600 concerning utility patent application contents)			<b>ADDRESS TO:</b> Assistant Commissioner For Patents BOX PATENT APPLICATION Washington, D.C. 20231		
<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form (Submit an original, &amp; duplicate for fee processing)</p> <p>2. <input type="checkbox"/> Applicant claims small entity status</p> <p>3. <input checked="" type="checkbox"/> Specification [Total Pages <u>26</u>] (preferred arrangement set forth below)</p> <ul style="list-style-type: none"><li>• Descriptive title of the Invention</li><li>• Cross References to Related Applications</li><li>• Statement Regarding Fed sponsored R&amp;D</li><li>• Background of the Invention</li><li>• Brief Summary of the Invention</li><li>• Brief Description of the Drawings (if filed)</li><li>• Detailed Description</li><li>• Claim(s)</li><li>• Abstract of the Disclosure</li></ul> <p>4. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total sheets <u>15</u>]</p> <p>5. <input checked="" type="checkbox"/> Oath or Declaration [Total Pages <u>3</u>]</p> <p>a. <input checked="" type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input type="checkbox"/> Copy from prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 17 completed)</p> <p>i. <input type="checkbox"/> Deletion of Inventor(s) Signed statement attached in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)</p> <p>6. <input type="checkbox"/> Application Data Sheet. See 37 CFR 1.76</p>			<p>7. <input type="checkbox"/> CD-ROM or CD-R in duplicate, large table, or Computer Program (Appendix)</p> <p>8. <input type="checkbox"/> Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)</p> <p>a. <input type="checkbox"/> Computer Readable Form (CRF)</p> <p>b. <input type="checkbox"/> Specification Sequence Listing on:</p> <p>i. <input type="checkbox"/> CD-ROM or CD-R (2 copies); or</p> <p>ii. <input type="checkbox"/> paper</p> <p>c. <input type="checkbox"/> Statement verifying identity of above copies</p> <p><b>ACCOMPANYING APPLICATION PARTS</b></p> <p>9. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</p> <p>10. <input type="checkbox"/> 37 CFR 3.73(b) Statement (when there is an assignee) <input type="checkbox"/> Power Of Attorney</p> <p>11. <input type="checkbox"/> English Translation Document (if applicable)</p> <p>12. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS/PTO 1449) <input checked="" type="checkbox"/> Copies of IDS Citations</p> <p>13. <input type="checkbox"/> Preliminary Amendment (___ pgs.)</p> <p>14. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)</p> <p>15. <input type="checkbox"/> Certified Copy of Priority Document(s) (if foreign priority is claimed)</p> <p>16. <input checked="" type="checkbox"/> Express Mail Certification</p> <p>17. <input checked="" type="checkbox"/> OTHER: Check # <u>403675</u> (\$103) <input checked="" type="checkbox"/> Request And Certification under 35 USC 122(b)(2)(B)(i). Applicant must attach form PCT/SB/35 or its equivalent</p>		
<p>17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:</p> <p><input type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-In-Part of prior application no.: <u>/</u></p> <p>Prior application information: Examiner: _____ Group/Art Unit: _____</p>					
<p><b>18. CORRESPONDENCE ADDRESS</b></p> <p><input type="checkbox"/> Customer Number (25548) Or Bar Code Label</p> <p>OR</p> <p><input type="checkbox"/> Correspondence Address Below</p> <div style="border: 1px solid black; padding: 5px; text-align: center;"> <b>25548</b> PATENT TRADEMARK OFFICE</div>					
<b>NAME</b>		ATTN: Terrance A. Meador <b>GRAY CARY WARE &amp; FREIDENRICH</b>			
<b>ADDRESS</b>		401 B Street, Suite 1700 San Diego, California 92101 USA			
Telephone: 619/699-2652		General Fax No.: 619-236-1048		Patent Group Fax No.: 619/699-3452	
<b>Name (print/type)</b>		GERALD W. MALISZEWSKI		<b>Registration No.:</b> (Attorney/Agent) 38,054	
<b>Signature</b>				<b>Date</b> 1/2/2001	

401 B Street, Suite 1700  
San Diego, CA 92101-4297  
www.graycary.com

**O]** 619-699-2700  
**F]** 619-699-3452

## FEE TRANSMITTAL

Attorney Docket No.	AMCC4940
First Named Inventor:	G. Bendak et al.
Application Number	Unknown
Filing Date:	Herewith
Examiner Name:	Unknown
Group/Art Unit:	Unknown

<b>TOTAL AMOUNT OF PAYMENT:</b>	<b>\$ 1034.00</b>
<b>METHOD OF PAYMENT (check One)</b>	1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and/or credit any over payment to:  Deposit Account No.: 07-1895 Deposit Account Name: GRAY CARY WARE & FREIDENRICH  <input checked="" type="checkbox"/> Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17  2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other

### 2. UTILITY Basic Filing Fee & Claims

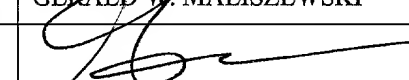
(1) For	(2) No. filed	(3) No. extra	(4) Large Entity	(5) Small Entity	(6) Calculations
Basic Filing Fee	710	XX	\$ 710.00	\$355.00	\$ 710.00
Total Claims	38 - 20 =	18	X \$ 18.00	X \$ 9.00	\$ 324.00
Independent Claims	3- 3 =	0	X \$ 80.00	X \$ 40.00	\$ 00.00
Multiple Dependent Claim(s) (if applicable)			\$ 270.00	\$135.00	\$ 000.00
<b>Total of above Calculations =</b>					<b>\$ 1034.00</b>

Basic Filing Fee	Large Entity	Small Entity	Total
Design filing fee	\$ 320.00	\$ 160.00	\$ 000.00
Reissue filing fee	\$ 710.00	\$ 355.00	\$ 0.00
Provisional filing fee	\$ 150.00	\$ 75.00	\$ 0.00
<b>Total of above Calculations =</b>			<b>\$</b>

### 3. ADDITIONAL FEES

Fee Description	Large Entity	Small Entity	Other
	\$	\$	\$
	\$	\$	\$
	\$	\$	\$
	\$	\$	\$
<b>TOTAL:</b>			<b>\$</b>

Name (print/type)	GERALD W. MALISZEWSKI	Registration No.: (Attorney/Agent)	38,054
Signature		Date	1/2/2001

PTO/SB/35

**REQUEST AND CERTIFICATION  
UNDER**

**35 U.S.C. 122 (b)(2)(B)(i)**

**First Named  
Inventor**

G. Bendak et al.

**Title**

**System and Method for Diagnostic  
Multicast Switching**

**Atty. Docket No.**

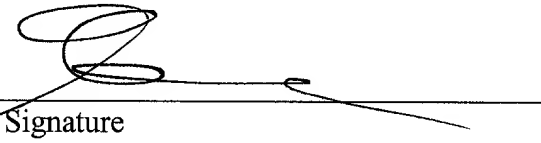
**AMCC4940**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Date

Jan. 2, 2001

Signature



GERALD W. MALISZEWSKI

Typed or printed name

Reg. No.: 38,054

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing data for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii).**